

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

Elizabeth Walsh

Plaintiff,

vs.

WYETH, INC. et al.

Defendants.

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: Civil Action No:
: 05 - 11438 JLT
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**PROOF OF SERVICE OF PROCESS UPON DEFENDANT WYETH INC. AND
WYETH PHARMACEUTICALS, INC.'S
AND
AFFIDAVIT OF PLAINTIFF'S COUNSEL**

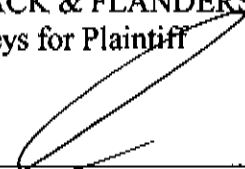
NOW COMES Plaintiff, Elizabeth Walsh, by and through counsel, and herby submits proof of service of process in the above-captioned matter pursuant to Federal Rules of Civil Procedure Rule 4. Plaintiff states the following.

1. I, Albert Flanders, counsel for Plaintiff in the above captioned matter, hereby state under the pains and penalties of perjury that I have made service upon Defendants Wyeth Inc. and Wyeth Pharmaceuticals, Inc.'s in the manner prescribed by the Federal Rules of Civil Procedure;

2. Plaintiff submits the following documents for filing in this matter:

- a. Defendant Wyeth Inc.'s Executed Waiver Of Service Of Process;
- b. Defendant Wyeth Pharmaceuticals, Inc.'s Executed Waiver Of Service Of Process;

Respectfully submitted,
POLLACK & FLANDERS, LLP
Attorneys for Plaintiff



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Dated: November 16, 2005

TO: Michael E. Gallant, Esq.
Pollack & Flanders, LLP
2121 K Street, N.W., Suite 800
Washington, DC 20037

I acknowledge receipt of your request that I waive service of a summons in the action of Walsh v. Wyeth, Inc., et al., which is case number 05-11438 in the United States District Court for District of Massachusetts. I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that Wyeth, Inc. be served with judicial process in the manner provided by Rule 4.

Wyeth, Inc. will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except of objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after date request was sent.

11/11/05
Date

William R. Murray Jr.
Signature ATTORNEY FOR
Wyeth and Wyeth Pharmaceuticals Inc.